

ATTORNEY DOCKET NO.
13637.0002

PATENT
Customer ID No. 33649

REMARKS

In an office action mailed December 10, 2004 (Paper No. 20041202), claims 179-252 were rejected under 35 U.S.C. 112, based on limitations in claims 180 and 246. The Applicants appreciate the indication that claims 253-255 are allowable.

Claims 180 and 246 have been amended to remove "from said content manager," as the content manager is extraneous to those claims. No content manager is required by claim 179, and Applicants disagree that claim 179 or any claims that depend therefrom fail to comply with 35 U.S.C. 112 because of extraneous material in claims 180 and 246. The Examiner's logic for asserting that this is an essential step is based solely on the extraneous material in claims 180 and 246, but if those claims had instead recited the "method claimed in claim 179, wherein said step of transmitting said data from Timbuktu to said information gateway," would sending the data from Timbuktu be essential to claim 179? Obviously not, as claim 179 includes a "method for transmitting data to selected remote devices, comprising the steps of: transmitting data from an information source to a central broadcast server; preprocessing said data at said central broadcast server, further comprising the step of: parsing said data with parsers corresponding to said central broadcast server; transmitting said data to an information gateway for building data blocks and assigning addresses to said data block; transmitting said data blocks from said information gateway to a transmission gateway for preparing said data block for transmission to receivers; transmitting preprocessed data to receivers communicating with said devices; and instantaneously notifying said devices of receipt of said preprocessed data whether said computing devices are online or offline from a data channel associated with each device." The data can be transmitted from a suitable information source, which may include a content manager but which may also include other suitable sources. It is hardly essential to claim 179 that the information source be a content manager.

Withdrawal of the rejection of claims 179-252 and allowance of all pending claims is respectfully requested.

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CONCLUSION

In view of the foregoing remarks and for various other reasons readily apparent, Applicants submit that all of the claims now present are allowable, and withdrawal of the rejections and a Notice of Allowability are courteously solicited.

If any impediment to the allowance of the claims remains after consideration of this amendment, a telephone interview with the undersigned at (214) 939-8678 is hereby requested so that such impediments may be resolved as expeditiously as possible.

An additional fee for a one-month extension of time is believed to be required with this response, and a petition therefore is hereby presented. The Commissioner is hereby authorized to charge the associated fee for a one month extension of time to the deposit account of Godwin Gruber, LLP, No. 500530. If any applicable fee or refund has been overlooked, the Commissioner is hereby authorized to charge any fee or credit any refund to the deposit account of Godwin Gruber, LLP, No. 500530.

Respectfully submitted,

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April 4, 2005
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